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JUL 17 2007

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FACSIMILE COVER SHEET

Date: July 17, 2007

TO	Firm and City	Telephone	Facsimile
Mohammad M. Ali	USPTO, Alexandria, VA	1 571 272 4808	1 571 273 8300
Mail Stop Amendment	USPTO, Alexandria, VA		1 571 273 8300

FROM	Telephone	Facsimile
Doran J. Ingalls dingalls@van.fasken.com	604 631 4743	604 632 4743

Pages (including cover): 15

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PTO/SB/21 (04-07)

Approved for use through 09/30/2007. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

10/516,748

Filing Date

12/06/2004

First Named Inventor

RITCHIE, Jonathan G.

Art Unit

3744

Examiner Name

ALI, Mohammad M.

Attorney Docket Number

256438.00009

RECEIVED**CENTRAL FAX CENTER****JUL 17 2007****ENCLOSURES (Check all that apply)**

Fee Transmittal Form
 Fee Attached
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name Facon Martineau DuMoulin LLP
Signature
Printed name Daniel R. Polonenko
Date July 17, 2007

Reg. No. 59,094

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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Typed or printed name

Anne Chow

Date July 17, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including the gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (07-07)

Approved for use through 06/30/2010. OMB 0651-0032

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Effective on 12/08/2004.

Fee pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2007

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

180.00

Complete if Known

Application Number

10/516,746

Filing Date

12/06/2004

First Named Inventor

RITCHIEY, Jonathan G.

Examiner Name

ALI, Mohammad M.

Art Unit

3744

Attorney Docket No.

266438.00009

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JUL 17 2007

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under 37 CFR 1.16 and 1.17

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Small Entity

Fee (\$)

Fee (\$)

50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

Total Claims

Extra Claims Fee (\$) Fee Paid (\$)

Multiple Dependent Claims

Fee (\$)

Fee Paid (\$)

- 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)

- 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)

- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Submission of IDS

Fee Paid (\$)

180.00

SUBMITTED BY		Registration No. (Attorney/Agent) 59,094	Telephone 604 631 4743
Name (Print/Type)	Daniel R. Polonenko		Date July 17, 2007

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

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Applicant: RITCHEY, Jonathan G.
Serial No.: 10/516,746
Filed: 12/06/2004
Title: DEVICE FOR COLLECTING ATMOSPHERIC
WATER
Art Unit: 3744
Docket No.: 266438.00009

FASKEN MARTINEAU DuMOULIN LLP
Suite 2100, 1075 West Georgia Street
Vancouver, British Columbia
Canada, V6E 3G2

Commissioner for Patents
P.O. Box 1450
Alexandria Virginia
USA, 223313-1450

Dear Sir

STATEMENT UNDER 37.C.F.R. 1.97

Under the provisions of 37 C.F.R. 1.97, the applicant hereby submits the information set out below which the Examiner may consider to be material to the examination of the application.

Further to a conversation with our office on May 8, 2007, we advised the Examiner that we recently took over as agent for this application and that after receiving the Notice of Allowance reviewed the application for accuracy before issuance. We noted that Form 903 shows receipt of the ISR, however, the Office Action dated September 13, 2006 does not cite the enclosed references from the ISR and therefore such references do not appear to have been considered.

In this respect and under the advice of the Examiner, we hereby submit the enclosed IDS.

Respectfully submitted,



Daniel R. Polonenko
Reg. No. 59,094
Tel: 604 631 4743
Fax: 604 631 3232
July 17, 2007

